

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RAYMOND E. STAUFFER,

Plaintiff,

v.

BROOKS BROTHERS INC. and
RETAIL BRAND ALLIANCE, INC.

Defendants.

08 Civ. 10369 (SHS)

ECF CASE

NOTICE OF APPEAL
OF THE UNITED STATES

RECEIVED
09 JUN 15 PM 5:45
U.S. DISTRICT COURT
S.D.N.Y.

NOTICE IS HEREBY GIVEN that the United States of America, which has moved to
intervene in this action, hereby appeals to the United States Court of Appeals for the ~~Second~~ ^{Federal}
Circuit from the Judgment entered May 15, 2009, in favor of respondents Brooks Brothers Inc.
and Retail Brand Alliance, Inc., and from the Court's Opinion and Order dated May 14, 2009,
leading to that judgment. AP

Dated: New York, New York
June 15, 2009

LEV L. DASSIN
Acting United States Attorney for the
Southern District of New York
Attorney for the United States of America

By: 

ALLISON D. PENN
Assistant United States Attorneys
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TO: CLERK
UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT
United States Courthouse
Foley Square
New York, New York 10007

Raymond Stauffer
Pro Se Plaintiff, Apt. F
9 Sentinel Court
Chatham, N.J. 07928

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Attorneys for Defendants Brooks Brothers, Inc.
and Retail Brand Alliance, Inc.

CERTIFICATE OF SERVICE

I, Allison Penn, Assistant United States Attorney for the Southern District of New York, hereby certify that on June 15, 2009, I caused a copy of the Notice of Appeal, to be served by hand delivery and Federal Express mail, upon the following:

TO: **BY HAND DELIVERY**

CLERK

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

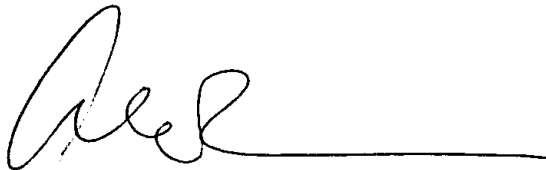
United States Courthouse
Foley Square
New York, New York 10007

BY FEDERAL EXPRESS

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Attorneys for Defendants Brooks Brothers, Inc.
and Retail Brand Alliance, Inc.

Dated: New York, New York
June 15, 2009

A handwritten signature in black ink, appearing to read 'Allison D. Penn', written over a horizontal line.

ALLISON D. PENN (AP-3787)
Assistant United States Attorney